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10	UNITED STATES DIST FOR THE WESTERN DISTRIC	
11	NORTHWEST CENTER FOR ALTERNATIVES	)
12	TO PESTICIDES, PACIFIC COAST FEDERATION OF FISHERMEN'S ASSOCIATIONS, INSTITUTE	
13	FOR FISHERIES RESOURCES, DEFENDERS OF	)
14	WILDLIFE, JOEL KAWAHARA, and EDWARD DERYCKX,	) JOINT STATUS REPORT )
15	Plaintiffs,	)
16	v.	)
17	UNITED STATES ENVIRONMENTAL	)
18	PROTECTION AGENCY,	)
19	Federal Defendant,	)
20	v.	) )
21	CROPLIFE AMERICA, RISE, OREGONIANS FOR	)
22	FOOD AND SHELTER, WASHINGTON FRIENDS OF FARMS AND FORESTS; DOW	)
23	AGROSCIENCES LLC; and WILLAPA/GRAYS HARBOR OYSTER GROWERS ASSOCIATION,	) )
24		)
25	Intervenor-Defendants.	)
26		
27		Earthjustice
28	JOINT STATUS REPORT (Civ. No. 10-01919-TSZ)	705 Second Ave., Suite 203

## Case 2:10-cv-01919-TSZ Document 130 Filed 07/18/13 Page 2 of 7

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In accordance with the Court's April 30, 2013 Minute Order (Dkt. #128), the Parties have conferred regarding the status of this case. As indicated in the April 23, 2013 Joint Status Report (Dkt. #127), Plaintiffs will seek to file a supplemental complaint in light of the Fourth Circuit's decision in *Dow AgroSciences LLC v. NMFS*, 707 F.3d 462 (4th Cir. 2013). Plaintiffs intend to do so by August 15, 2013. Plaintiffs have agreed to circulate a draft of that supplemental complaint no later than August 2, 2013 to allow the Federal Defendant and Defendant-Intervenors to consider whether to oppose the filing of the supplemental complaint.

The Parties request that the Court require the Parties to submit a joint status report no later than August 9, 2013 presenting the Parties' position or positions as to whether the filing of Plaintiffs' supplemental complaint will be opposed and—to the extent that the Court grants Plaintiffs leave to file their supplemental complaint—on the schedule for the filing of any responses or answers to that supplemental complaint.

Respectfully submitted this 18th day of July, 2013.

s/ Stephen D. Mashuda
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24	and	Responsible Industry for a Sound Environment
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1	CERTIFICATE OF SERVICE
2	I am a citizen of the United States and a resident of the State of Washington. I am over 18
3	years of age and not a party to this action. My business address is 705 Second Avenue, Suite 203,
4	Seattle, Washington 98104.
5	I HEREBY CERTIFY that on July 18, 2013, I electronically filed the following documents:
6	1. Joint Status Report.
7	with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to
8	the following:
9	Meredith L. Flax
10	J. Brett Grosko U.S. Department of Justice  via facsimile via overnight mail
11	Environment and Natural Resources Division via first-class U.S. mail
12	Benjamin Franklin Station, P.O. Box 7369  via Court ECF system
13	Washington, D.C. 20044-7369  Street Address:
14	601 D Street, N.W., Room 3712 Washington, D.C. 20004
15	(202) 305-0404   Phone (Meredith) (202) 305-0342   Phone (Brett)
16	(202) 305-0275   Fax
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18	Attorney for Federal Defendants
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8	Oregonians for Food and Shelter, and Washington Friends of	
	Farms and Forests	
9		
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28	CERTIFICATE OF SERVICE -2-	Seattle, WA 98104 (206) 343-7340

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## Case 2:10-cv-01919-TSZ Document 130 Filed 07/18/13 Page 7 of 7

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5	amanda@plauchecarr.com Attorneys for Intervenor-Defendant Willapa/Grays Harbor Oyster
6	Growers Association
7	AND I FURTHER CERTIFY that I have mailed by United States Postal Service the
8	documents to the following non-CM/ECF participants:
9	None
10	I, Catherine Hamborg, declare under penalty of perjury that the foregoing is true and correct.
11	Executed this 18th day of July, 2013, at Seattle, Washington.
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13	Carling Of and had
14	Catherine Hamborg
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